



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: T. WALLMANN et al.

Application No.: 09/769,404

Group Art Unit: 1617

Filed: January 26, 2001

Examiner: Shengjun WANG

For: METHODS OF TREATING BONE OR
CARTILAGE CONDITIONS BY THE
ADMINISTRATION OF CREATINE

Attorney Docket No.: 8932-296

TECH CENTER 1600/2900

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RESPONSE TO

RESTRICTION REQUIREMENT

Box Non-Fee Amendment

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the Office Action dated March 1, 2002, Applicants respectfully request entry of the following remarks and amendments into the record of this application.

IN THE CLAIMS

Please cancel claims 4-6 and 15-18.

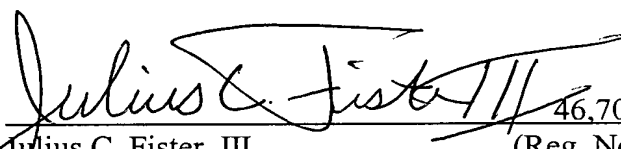
REMARKS

Claims 1-3, 7-14, and 19-24 are pending. In response to the Examiner's second restriction requirement, Applicants elect the invention of Group I, claims 1-3, 8-14, and 19-21, which are drawn to a method of affecting bone or cartilage growth. Applicants' understand this election to also include claims 7 and 22-24 to which claims the second restriction requirement was silent. Accordingly, claims 4-6 and 15-18 have been canceled without prejudice to Applicants' right to file one or more divisional applications directed toward the subject matter thereof.

This response is understood to be timely filed as the Office Action sets forth a one (1) month time for reply. Accordingly, no fee is believed to be due for the submission of this response. Should a fee for extension of time or a fee for other purposes be required, however, please charge such fees to Pennie & Edmonds deposit account no. 16-1150.

Respectfully submitted,

Date March 28, 2002


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